

CR 05-30002-MAP
P. 1 of 1

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

UNITED STATES OF AMERICA)
)
 v.)
)
 (1) FRANK DEPERGOLA, and)
 (2) ARMANDO BOTTA,)
)
 Defendants.)

Crim. No. 05-30002-MAP

VIOLATIONS:

18 U.S.C. § 894
(conspiracy to collect
extensions of credit by
extortionate means)
(Count One)

18 U.S.C. § 894(a)
(collecting extensions of credit
by extortionate means)
(Count Two)

18 U.S.C. § 2
(aiding and abetting) (Count Two)

INDICTMENT

The Grand Jury charges:

COUNT ONE: [Title 18, United States Code, Section 894:
Conspiracy to Collect Extensions of Credit by
Extortionate Means]

1. From a time unknown to the grand jury, but no later than
September 1996, up to and including May 2003, the exact dates being
unknown to the grand jury, in the District of Massachusetts and
elsewhere,

FRANK DEPERGOLA, and
ARMANDO BOTTA,

defendants herein, together with others known and unknown to the
grand jury, did unlawfully and knowingly combine, conspire,
confederate and agree among themselves and each other to commit
certain offenses against the United States, to wit, to collect
extensions of credit by extortionate means.

All in violation of Title 18, United States Code, Section 894.

COUNT TWO: [Title 18, United States Code, Sections 894(a) and
2: Collecting Extensions of Credit By Extortionate
Means; Aiding and Abetting]

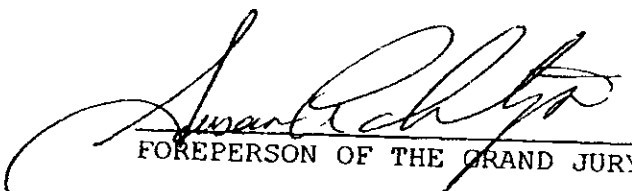
1. From on or about September 1996 to in or about May 2003,
in the District of Massachusetts, the defendants,

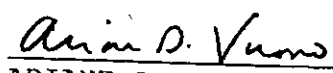
FRANK DEPERGOLA, and
ARMANDO BOTTA

did participate in the use of extortionate means within the meaning
of Title 18, United States Code, Section 891(7), to collect and
attempt to collect an extension of credit; that is, the defendants
did unlawfully and knowingly, expressly and implicitly threaten the
use of violence and other criminal means to cause harm to the
person, reputation, and property of [REDACTED] in order to
collect and attempt to collect an extension of credit within the
meaning of Title 18, United States Code, Section 891, from the said
[REDACTED]

All in violation of Title 18, United States Code, Sections
894(a) and 2.

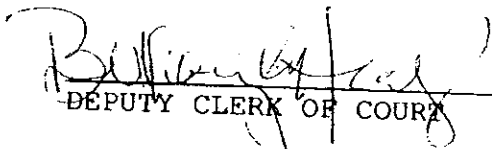
A TRUE BILL


FOREPERSON OF THE GRAND JURY


ARIANE D. VUONO
ASSISTANT U.S. ATTORNEY

DISTRICT OF MASSACHUSETTS:

Returned into the District Court by the Grand Jurors and filed
on January 4, 2005.


DEPUTY CLERK OF COURT